

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

RONALD MASON	:	CIVIL ACTION
	:	
v.	:	NO. 13-3415
	:	
JOHN E. WETZEL, et al	:	

ORDER

AND NOW, this 24th day of September, 2013, upon consideration of the petition for writ of habeas corpus, the respondents' response, the Report and Recommendation of United States Magistrate Judge Linda K. Caracappa, and after careful and independent review of the record, it is **ORDERED** as follows:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**.
2. The petition for a writ of habeas corpus is **STAYED** and held in **ABEYANCE** until the conclusion of the petitioner's state court proceedings.
3. Within thirty days following the conclusion of his state court proceedings, petitioner shall return to this court or this stay and abeyance order will be vacated and his petition will be dismissed without prejudice.
4. Within ten (10) days of the conclusion of the state court proceedings, the parties shall file a notice with the clerk that the state court proceedings have concluded.
5. There is no basis for the issuance of a certificate of appealability.

/s/Timothy J. Savage
TIMOTHY J. SAVAGE, J.